

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

CALLAWAY GOLF COMPANY

Plaintiff,

v.

ACUSHNET COMPANY,

Defendant.

C.A. No. 06-91 (SLR)

JURY TRIAL DEMANDED

ORDER

Having considered Acushnet Company's Motion for Summary Judgment of Motion for Summary Judgment of No Breach of Contract (Count V), in the above-captioned case, it is hereby ORDERED this ____ day of _____, 2007 that the Motion is GRANTED.

United States District Judge